

ATTORNEY'S DOCKET NUMBER: 2006517-0009 (Bacterial Delivery DIV1)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Caplan et al. Examiner: Huynh
Serial No.: 10/728,051 Art Unit: 1644
Filing Date: December 4, 2003
Title: MICROBIAL DELIVERY SYSTEM

Commissioner for Patents
c/o Supervisory Patent Examiner Art Unit 1644
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REQUEST TO CORRECT INVENTORSHIP IN A PATENT APPLICATION
UNDER 37 C.F.R. § 1.48(a)

Applicant hereby requests that the inventorship of U.S. Patent Application Serial No. 10/728,051 be corrected by adding the names of Hugh A. Sampson, A. Wesley Burks, H. Kim Bottomly and Howard B. Sosin.

The following are included:

- Statement from each person being added as an inventor under 37 C.F.R. § 1.48(a)(2);
- Declaration by the actual inventors under 37 C.F.R. § 1.48(a)(3);
- Written consent of the assignee under 37 C.F.R. § 1.48(a)(5); and
- Payment in the amount of \$130.00 as required under 37 C.F.R. § 1.48(a)(4).

Applicant does not believe that any other fees are due. Please charge any fees that are *necessary* to maintain pendency and/or protect the filing date of the present application to our Deposit Account Number 03-1721, referencing Attorney's Docket Number 2006517-0009. To the extent that there are any discrepancies between what Applicant has paid with the filing of the present Application and what the USPTO believes is owed, Applicant respectfully requests that a Notice be issued explaining any such discrepancy.

Respectfully submitted,

/Brenda Herschbach Jarrell/
Brenda Herschbach Jarrell, PhD, JD
Registration Number: 39,223

Choate, Hall & Stewart LLP
Two International Place
Boston, MA 02110
t (617) 248-5175
f (617) 502-5002
bjarrell@choate.com
Date: October 5, 2009